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DATE: MARCH 1, 1993
NAME: SAEED CHAUDHRY, EXAMINER, GROUP ART UNIT 1109
COMPANY: U.S. PATENT & TRADEMARK OFFICE
TELECOPY NO. 1-703-308-9740 3718/3719/3720/3721
FROM: MARYLYN J. KING - LEGAL ASSISTANT, PATENTS FOR STEPHEN D. KREFMAN
LAW DEPARTMENT
(616) 923- 5606

ORIGINAL FOLLOWS BY MAIL NO ORIGINAL TO FOLLOW BY MAIL

MESSAGE:

RE: SERIAL NO.: 07/815,782, filed 01/02/92 - HARDAWAY et al.
GROUP ART UNIT: 1109
EXAMINER: S. CHAUDHRY
ATTY DOCKET NO. PA-5839-0-AW-USA

PER YOUR TELEPHONE DISCUSSION WITH STEPHEN D. KREFMAN THIS AFTERNOON, THIS IS A FAX COPY OF THE TERMINAL DISCLAIMER TO OBLIGATE A DOUBLE PATENTING REJECTION WHICH WAS MAILED TO THE U.S. PATENT & TRADEMARK OFFICE ON FEBRUARY 12, 1993 FOR THE ABOVE-IDENTIFIED PATENT APPLICATION. IF YOU HAVE ANY QUESTIONS, PLEASE DO NOT HESITATE TO CALL ME AT 616-923-5606. THANK YOU.

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WE ARE ALSO SENDING A COPY OF THE "PETITION FOR EXTENSION
OF TIME UNDER 37 CFR 1.136 (a)"

THANK YOU FOR YOUR ASSISTANCE!

1/21
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PA-5839-0-AW-USA
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Hardaway et al.

Serial No.: 07/815,782

Group Art Unit: 1109

Filing Date: 01/02/92

Examiner: S. Chaudhry

Atty Docket No.: PA-5839-0-AW-USA

For: TUMBLE METHOD OF RINSING FABRIC IN A HORIZONTAL AXIS WASHER

TERMINAL DISCLAIMER TO OBLVIA TE A DOUBLE PATENTING REJECTION

Commissioner of Patents and Trademarks
Washington, D.C. 20231

MAR 1 1993

PTO Facsimile Center

Sir:

Your petitioner, WHIRLPOOL CORPORATION, residing at Benton Harbor, Michigan, represents that it is the owner of the entire right, title and interest as shown by Reel 6016, Frames 308-309 of application Serial No. 07/815,782 filed on January 2, 1992 for a Tumble Method of Rinsing Fabric in a Horizontal Axis Washer. The undersigned has reviewed the document recorded at Reel 6016, Frames 308-309 of Application Serial No. 07/815,782, and certifies that to the best of his knowledge and belief, title to the application referenced therein is in Petitioner. Your Petitioner hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term of any patent granted on copending second Application No. 07/815,784, filed on January 2, 1992 and hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the second application are commonly owned. This agreement to run with any patent granted on the instant application and to be binding upon the grantee, its successors or assigns.

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PA-5839-0-AN-USA
PATENT
Page 2

In making the above disclaimer, petitioner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of any patent granted on the second application, as shortened by any terminal disclaimer filed prior to the patent grant, in the event that any such granted patent: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

Please charge Deposit Account No. 23-1660 in the amount of \$110.00 which is the fee for this Disclaimer. A duplicate of this Disclaimer is enclosed.

Respectfully submitted,

WHIRLPOOL CORPORATION

PTO Facsimile 1-1

Dated: February 12, 1993

By: Daniel P. Hopp
Name: Daniel P. Hopp
Title: Vice President, General
Counsel & Secretary

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231 on February 12, 1993.

February 12, 1993

Marilyn J. King
Marilyn J. King

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file

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Serial No. 07/815,782

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Hardaway et al.

Serial No.: 07/815,782

Group Art Unit: 1109

Filing Date: 01/02/92

Examiner: S. Chaudhry

Atty Docket No.: PA-5839-0-AW-USA

For: TUMBLE METHOD OF RINSING FABRIC IN A HORIZONTAL AXIS WASHER

Commissioner of Patents and Trademarks
Washington, D.C. 20231

PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)

Sir:

Applicants hereby petition for an extension of time of one (1) month to respond to the Advisory Action mailed on January 19, 1993; because of this extension the time period for response will expire on February 19, 1993.

Filed herewith is a Terminal Disclaimer in response to the Advisory Action dated January 19, 1993.

Please charge Deposit Account No. 23-1660 in the amount of \$110.00 for an extension of time covering one month. A duplicate copy of this letter is enclosed.

Respectfully,

WHIRLPOOL CORPORATION

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MAR 1 1993

By: 
Stephen D. Kretman
2000 M-63
Benton Harbor, MI 49022

PTO Facsimile Center
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February 12, 1993

Marilyn J. King
Marilyn J. King